



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

AUG 28 2003

OFFICE OF
ENFORCEMENT AND
COMPLIANCE ASSURANCE

Facsimile and First Class Mail

Mr. G. Vinson Hellwig
Chief, Air Quality Division
Michigan Department of Environmental Quality
Constitution Hall
252 West Allegan Street
Post Office Box 30260
Lansing, Michigan 48909-7760

Re: Enforcement Discretion - Detroit, Michigan

Dear Mr. Hellwig:

In response to requests from the Michigan Department of Environmental Quality, the United States Environmental Protection Agency (EPA) recently issued two enforcement discretion letters allowing regulated parties to supply gasoline that does not comply with the 7.8 pounds per square inch (psi) Reid Vapor Pressure (RVP) standard set forth in Michigan's State Implementation Plan (SIP), *see* 62 Fed. Reg. 24,341-24,343 (May 5, 1997), in the seven county Detroit metropolitan area (Detroit area). Today, I received your letter requesting that I extend the current grant of enforcement discretion until September 15, 2003. I understand from your letter that there continues to be a shortfall of SIP-compliant gasoline supplies for the Detroit area.

Accordingly, EPA will extend our exercise of enforcement discretion for regulated parties supplying the Detroit area through Monday, September 15, 2003. EPA will allow these regulated parties to sell, offer for sale, dispense, supply, offer for supply, transport or introduce into commerce gasoline with a RVP that meets the requirements of 40 C.F.R. § 80.27 for use in Michigan during the high ozone season. However, this grant of enforcement discretion continues to be conditioned upon regulated parties taking all reasonable steps to produce and supply gasoline that meets the Michigan SIP requirement of 7.8 psi RVP or the cleanest gasoline possible to the Detroit area. This enforcement discretion does not relieve any person from any other requirements set forth in Michigan's SIP. EPA will continue to monitor the situation and make a determination in the near future whether any further grant of enforcement discretion is necessary.

If you have questions, please call Mr. Bruce C. Buckheit, Director of the Air Enforcement Division, at (202) 564-2260.

Sincerely,

A handwritten signature in black ink, appearing to read "John Peter Suarez", written over a horizontal line.

John Peter Suarez
Assistant Administrator

cc: American Petroleum Institute
202-682-8031 (FAX)

National Petroleum Refiners Association
202-457-0486 (FAX)

Petroleum Marketers Association of America
703-351-9160 (FAX)

John Mooney, U.S. EPA, Region 5
312-886-0617 (FAX)